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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Banning G. Lary et al.

SERIAL NO.: 09/898,867

GROUP ART UNIT: 3762

FILED: July 3, 2001

EXAMINER: Manuel A. Mendez

FOR: Methods and apparatus for  
sclerosing the wall of a  
varicose vein

ATT'Y DOCKET: SYN-053

Honorable Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited on  
this day with the United States Postal Service as first class  
mail in an envelope addressed to : Commissioner for Patents,  
PO Box 1450, Alexandria, VA 22313-1450

*David P. Gordon*  
David P. Gordon  
Reg. No. 29, 996

*Sept 9, 2004*  
Date

Sir:

PETITION FOR ONE MONTH EXTENSION OF TIME TO REPLY

The applicant hereby petitions the Commissioner of Patent and Trademarks for a one month extension of time to reply to an Office Action (paper #12) dated July 13, 2004. With the extension of time, the time for reply is extended from August 13, 2004 to September 13, 2004 making this reply timely in nature. The \$55 small entity fee for the one month extension is enclosed herewith.

09/14/2004 HDEMSS1 00000038 09898867

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## ELECTION WITH TRAVERSE

The Applicant provisionally elects to prosecute claims 41-50, but traverses the restriction requirement for the reasons set forth in the Remarks section below.